

**CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8**

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, with sufficient postage, in an envelope addressed to: Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450, on the below date:
Date: February 21, 2006 Name: Steven P. Shurtz Signature: /Steven P. Shurtz/

**BRINKS
HOFFER
GILSON
& LIONE**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Appln. of: JOHN LEAHEY

Appln. No.: 10/755,980

Filed: January 13, 2004

For: BACTERIAL RETENTIVE, AIR VENTING, INTRAVENOUS FILTER

Attorney Docket No: 396/488

Examiner: Douglas J. Theisen

Art Unit: 1724

Mail Stop Amendment
Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

TRANSMITTAL

Sir:

Attached is/are:

Amendment.
 Return Receipt Postcard

Fee calculation:

No additional fee is required.
 Small Entity.
 An extension fee in an amount of \$____ for a ____-month extension of time under 37 C.F.R. § 1.136(a).
 A petition or processing fee in an amount of \$____ under 37 C.F.R. § 1.17(____).
 An additional filing fee has been calculated as shown below:

	Claims Remaining After Amendment		Highest No. Previously Paid For	Present Extra	Small Entity		Not a Small Entity	
					Rate	Add'l Fee	or	Rate
Total	21	Minus	20	1	x \$25=		x \$50=	50
Indep.	7	Minus	3	4	x 100=		x \$200=	800
First Presentation of Multiple Dep. Claim					+\$180=		+\$360=	
					Total	\$	Total	\$850

Fee payment:

A check in the amount of \$____ is enclosed.
 Please charge Deposit Account No. 23-1925 in the amount of \$____. A copy of this Transmittal is enclosed for this purpose.
 Payment by credit card in the amount of \$850 (Form PTO-2038 is attached).
 The Director is hereby authorized to charge payment of any additional filing fees required under 37 CFR § 1.16 and any patent application processing fees under 37 CFR § 1.17 associated with this paper (including any extension fee required to ensure that this paper is timely filed), or to credit any overpayment, to Deposit Account No. 23-1925.

Respectfully submitted,

February 21, 2006
Date

/Steven P. Shurtz/
Steven P. Shurtz (Reg. No. 31,424)



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Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313
on February 21, 2006

Date of Deposit

Steven P. Shurtz

Name of applicant, assignee or
Registered Representative

/Steven P. Shurtz/

Signature

February 21, 2006

Date of Signature

Case No. 396/488

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

John Leahey

Serial No: 10/755,980

Examiner: Douglas J. Theisen

Filed: January 13, 2004

Group Art Unit: 1724

For: BACTERIAL RETENTIVE, AIR
VENTING, INTRAVENOUS FILTER

AMENDMENT

Mail Stop: Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Dear Sir:

In response to the Office Action mailed November 21, 2005, please enter the following amendment and consideration of the following remarks.

Amendments to the Specification begin on page 2 of this paper.

Amendments to the Claims begin on page 4 of this paper.

Remarks begin on page 12 of this paper.

02/28/2006 FFANIAZ 00000042 10755980

01 FC:1201

800.00 DP

02 FC:1202

50.00 DP